

Notice of Allowability

Application No.

10/764,733

Examiner

Justin M. Larson

Applicant(s)

MIGNANO, DANIEL

Art Unit

3727

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the interview documented in attached paper no. 20060207.
2. ☒ The allowed claim(s) is/are 7-21, 23, 24, 27-38 and 40-43.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>20060207</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.
2. Authorization for this examiner's amendment was given in a telephone interview with Mr. Bernard S. Hoffman on February 8th, 2006.
3. The application has been amended as follows:

In the Claims:

4. In claim 7, lines 2-16 have been replaced with – a.) a pack; wherein said pack has a main compartment and a secondary compartment; wherein said secondary compartment is located on an exterior surface of said main compartment, said secondary compartment having first and second surfaces, said first surface being releasably connected to said second surface along two side edges of said secondary compartment and an upper edge of said secondary compartment and pivotably connected to said second surface along a lower edge of said secondary compartment; wherein said secondary compartment has a closed position in which said first and second surfaces oppose one another inside of said secondary compartment; wherein said secondary compartment has an open position in which said first surface depends from said pack and said second surface; and b.) a hunting blind; wherein said hunting blind is secured to each of said first and second surfaces along substantially the length of said side edges of said secondary compartment; wherein said hunting blind has a

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stowed position and a deployed position; wherein said hunting blind is housed in said secondary compartment when said hunting blind is in said stowed position; wherein said hunting blind is deployed from said secondary compartment in said open position when said hunting blind is in said deployed position. –

5. In claim 10, line 5, “said first surface” has been replaced with – said secondary compartment –.
6. In claim 13, line 2, “second surface” has been replaced with – third surface –.
7. In claim 13, line 3, “second surface” has been replaced with – third surface –.
8. In claim 14, line 3, “second surface” has been replaced with – third surface –.
9. In claim 15, line 2, “third surface” has been replaced with – fourth surface –.
10. In claim 15, line 3, “third surface” has been replaced with – fourth surface –.
11. In claim 16, line 1, “said third” has been replaced with – said fourth –.
12. In claim 21, line 3, “said pack” has been replaced with – said secondary compartment –.
13. Claim 22 has been cancelled.
14. In claim 24, lines 2-3, “a surface of said pack that is only visible when said first surface of said pack” has been replaced with – said second surface of said secondary compartment which is only accessible when said secondary compartment –.
15. In claim 24, line 3, “first surface” has been replaced with – secondary compartment –.

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16. In claim 29, lines 2-4, “;and wherein said interior of said pack is accessible when said hunting blind is accessible when said hunting blind is in said deployed position thereof.” has been replaced with – defined by said main compartment. –.
17. In claim 30, line 2, “surface of said back” has been replaced with – surface of said secondary compartment –.
18. In claim 30, line 2, “secured to said pack” has been replaced with – secured to said second surface –.
19. In claim 32, line 2, “said pack” has been replaced with – said secondary compartment –.
20. In claim 33, lines 2-4, “to both sides of said pack; and wherein said hunting blind is secured to both sides of said first surface of said pack.” has been replaced with – to both of said first and second surfaces along each of said side edges of said secondary compartment. –.
21. In claim 35, line 1, “wherein wherein” has been replaced with – wherein –.
22. In claim 43, lines 2-4, “to said pack and to said first surface of said pack so as to allow said hunting blind to be removed from said pack and said first surface of said pack” has been replaced – to said first and second surfaces so as to allow said hunting blind to be removed from said pack –.
23. Claim 46 has been cancelled.

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Conclusion

24. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Justin M. Larson whose telephone number is (571) 272-8649. The examiner can normally be reached on Monday - Friday, 8am - 4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan J. Newhouse can be reached on (571) 272-4544. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JML
2/8/06


NATHAN J. NEWHOUSE
SUPERVISORY PATENT EXAMINER